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5 Attorneys for Defendant Adam Gardner  
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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,  
12 Plaintiff,

13 v.  
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15 ADAM GARDNER,  
16 Defendant.  
17 \_\_\_\_\_/

No. CR 13-00446-1 YGR

**CORRECTED**

STIPULATION AND ORDER TO  
CONTINUE STATUS / CHANGE OF  
PLEA HEARING FROM APRIL 23, 2015  
TO MAY 7, 2015 AND TO EXCLUDE  
TIME UNDER THE SPEEDY TRIAL ACT

Date: April 23, 2015

Time: 2:00 p.m.

Court: Hon. Yvonne Gonzalez Rogers

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20 The above-captioned matter is set on April 23, 2015 before the Hon. Yvonne Gonzalez  
21 Rogers for status conference / change of plea hearing. The parties stipulate and request that the  
22 Court reset the matter for a change of plea hearing on May 7, 2015 at 2:00 p.m., and that the  
23 Court exclude time under the Speedy Trial Act until then.  
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25 The reason for this request is to afford both parties time to investigate additional newly  
26 discovered information.  
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1 The parties agree that the time period between April 23 and May 7, 2015, inclusive,  
2 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i) and (h)(7)(B)(iv)  
3 because the delay results from a continuance granted by the Court at defendant's request,  
4 without government objection, on the basis of the Court's finding that: (i) the ends of justice  
5 served by the continuance outweigh the best interest of the public and defendants in a speedy  
6 trial; (ii) failure to grant the continuance would be likely to make a continuation of the  
7 proceeding impossible, or result in a miscarriage of justice; and (iii) failure to grant the  
8 continuance would unreasonably deny defendant's continuity of counsel and would deny defense  
9 counsel the reasonable time necessary for effective preparation, taking into account the exercise  
10 of due diligence.  
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14 SO STIPULATED.  
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16 Dated: April 22, 2015

17 \_\_\_\_\_/S/\_\_\_\_\_  
18 William Frentzen  
19 Assistant United States Attorney


20 Dated: April 22, 2015

21 \_\_\_\_\_/S/\_\_\_\_\_  
22 Camellia Baray  
23 Attorney for Mr. Gardner  
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1 For good cause shown, the status conference / change of plea hearing currently set for  
2 April 23, 2015 is continued to May 7, 2015 at 2:00 p.m., and time between April 23 and May 7,  
3 2015 is excluded under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(7)(A),  
4 (h)(7)(B)(i) and (h)(7)(B)(iv).  
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6 IT IS SO ORDERED.  
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9 DATED: April 22, 2015  
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Hon. Yvonne Gonzalez Rogers  
United States District Court Judge  
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